

**Town of Bay Roberts
Minutes of Regular Council Meeting
Tuesday, May 8, 2012**

Fifty Fourth Meeting of the Sixteenth Town Council
Town Hall, 321 Water Street, Bay Roberts, NL

In Attendance:

Council	Mayor Philip Wood Deputy Mayor Bill Seymour Councillor Clarence G. Mercer Councillor Gerald Greenland Councillor Walter Yetman Councillor Melvin Walsh
Staff	Nigel Black, Chief Administrative Officer Shirley Hawe, Town Clerk
Absent	Councillor Wade Oates
Also Present	Clarence H. Russell, Fire Chief Nicholas Mercer, Compass Correspondent

1.0 Call to Order

1.1 Mayor Wood called the meeting to order at 7:00 p.m.

2.0 Agenda / Minutes

2.1 Additions to Agenda

Motion 2012 – 200 – Mercer/Seymour

Resolved that six residential building applications and Public Works Committee minutes be added to agenda.

Carried unanimously

2.2 Approval of Minutes

Motion 2012 – 201 – Yetman/Greenland

Resolved, that regular meeting minutes for April 24, 2012 be adopted as presented.

Carried unanimously

3.0 New Business / Staff Reports

3.1 Residential Building Application – 208 Central Street

Motion 2012 – 202 – Yetman/Greenland

Resolved, that approval is given applicant, as per submitted application, to construct a dwelling including one basement apartment at 208 Central Street, subject to the Town's Municipal Development Regulations and those required by all other regulatory departments.

Carried unanimously

3.2 Residential Building Application – 12 Dawe's Road

Motion 2012 – 203 – Greenland/Walsh

Resolved, that approval is given applicant, as per submitted application, to construct a dwelling at 12 Dawe's Road, subject to the Town's Municipal Development Regulations and those required by all other regulatory departments.

Carried unanimously

3.3 Residential Building Application – 347 Water Street

Motion 2012 – 204 – Mercer/Walsh

Resolved, that approval is given applicant, as per submitted application, to construct a dwelling at 347 Water Street, subject to the Town's Municipal Development Regulations and those required by all other regulatory departments.

Carried unanimously

3.4 Residential Building Application – 9 Bowering's Lane

Motion 2012 – 205 – Seymour/Mercer

Resolved, that approval is given applicant, as per submitted application, to construct a dwelling at 9 Bowering's Lane, subject to the Town's Municipal Development Regulations and those required by all other regulatory departments.

Carried unanimously

3.5 Residential Building Application – 8 Bowering's Lane

Motion 2012 – 206 – Yetman/Mercer

Resolved that *approval in principle* is given applicant, as per submitted application, to construct a dwelling 8 Bowering's Lane, subject to publishing the required variances of 10% to the front and rear yard, and further subject to the Town's Municipal Development Regulations and those required by all other regulatory departments.

Carried unanimously

3.0 New Business / Staff Reports

3.6 Boat Shed/Accessory Building Application – 95 Water Street

Motion 2012 – 207 – Yetman/Greenland

Resolved, that application to construct a boat shed at 95 Water Street is referred to the Planning & Development Committee for further review.

Carried unanimously

3.7 Application for Residential Development – Duplex at 23 Duncan Road

Motion 2012 – 208 – Mercer/Walsh

Resolved, that approval is given applicant, as per submitted application, to construct a 2-unit dwelling at 23 Duncan Road, subject to the Town's Municipal Development Regulations and those required by all other regulatory departments.

Opposed: Deputy Mayor Seymour

Motion Carried

3.8 Commercial Relocation & Installation of Fuel Pumps – 269 CB Highway

Motion 2012 – 209 – Yetman/Mercer

Resolved, that application to relocate business from 2 Andrew's Place to 269 CB Highway and install fuel pumps is referred to the Planning & Development Committee.

Carried unanimously

3.9 Application for Crown Land – Rocky Pond Area

Motion 2012 – 210 – Mercer/Greenland

Resolved, that CAO start the process for municipal boundary revision in the area of Rocky Pond.

Carried unanimously

3.10 Subdivision Application – Off Bay Roberts Drive

Motion 2012 – 211 – Yetman/Greenland

Resolved, that *approval in principle* is given applicant, as per submitted application, for subdivision of land situated off Bay Roberts Drive, subject to the requirements of the Town's Development Regulations and further subject to the following stipulations:

1. Receipt and approval of an engineered drawing for the development:
 - including water and sewer;
 - road infrastructure – road, curb, gutter and sidewalk (one-side);
 - stormwater system – engineered to handle upstream flow.
2. An estimate of the cost to construct.
3. Receipt of a permit to construct from the Dept. of Environment and Conservation.
4. Agreement to sign a Subdivision Agreement.

Carried unanimously

3.0 New Business / Staff Reports

3.11 Accounts Payable – April 2012

Motion 2012 – 212 – Seymour/Mercer

Resolved that accounts payable for April 2012 is approved.

Carried unanimously

3.12 Residential Building Application – 11 Track Road

Motion 2012 – 213 – Seymour/Mercer

Resolved, that approval is given applicant, as per submitted application, to construct a dwelling at 11 Track Road, subject to the Town’s Municipal Development Regulations and those required by all other regulatory departments.

Carried unanimously

3.13 Residential Building Application – 49 Badcock Boulevard

Motion 2012 – 214 – Greenland/Yetman

Resolved, that approval is given applicant, as per submitted application, to construct a dwelling at 49 Badcock Boulevard, subject to the Town’s Municipal Development Regulations and those required by all other regulatory departments.

Carried unanimously

3.14 Residential Building Application – 2 Badcock Boulevard

Motion 2012 – 215 – Walsh/Yetman

Resolved, that approval is given applicant, as per submitted application, to construct a dwelling at 2 Badcock Boulevard, subject to the Town’s Municipal Development Regulations and those required by all other regulatory departments.

Carried unanimously

3.15 Residential Building Application – 22 Badcock Boulevard

Motion 2012 – 216 – Mercer/Seymour

Resolved, that approval is given applicant, as per submitted application, to construct a dwelling at 22 Badcock Boulevard, subject to the Town’s Municipal Development Regulations and those required by all other regulatory departments.

Carried unanimously

3.16 Residential Building Application – 88 Badcock Boulevard

Motion 2012 – 217 – Yetman/Greenland

Resolved, that approval is given applicant, as per submitted application, to construct a dwelling at 88 Badcock Boulevard, subject to the Town’s Municipal Development Regulations and those required by all other regulatory departments.

Carried unanimously

3.0 New Business / Staff Reports

3.17 Residential Building Application – 84 Badcock Boulevard

Motion 2012 – 218 – Walsh/Yetman

Resolved, that approval is given applicant, as per submitted application, to construct a dwelling at 84 Badcock Boulevard, subject to the Town's Municipal Development Regulations and those required by all other regulatory departments.

Carried unanimously

4.0 Correspondence for Action

4.1 Sewer Drainage & Paving Concerns – 21-25 Butlerville Road

Motion 2012 – 219 – Greenland/Mercer

Resolved, that correspondence regarding sewer drainage and paving concerns at 21-25 Butlerville Road is referred to the Public Works Committee.

Carried unanimously

4.2 Open Culvert Concern – 45-47 Whitney Street

Motion 2012 – 220 – Mercer/Seymour

Resolved, that correspondence regarding an open culvert at 45-47 Whitney Street is referred to the Public Works Committee.

Carried unanimously

5.0 Correspondence for Information

5.1 Children's Wish Foundation & H.M.C.S. St. John's – Run the Rock 2012

Motion 2012 – 221 – Walsh/Seymour

Resolved, that Children's Wish Foundation correspondence is placed on file.

Carried unanimously

Councillor Walsh left Chambers

5.2 Re/Max Realty's Spring Clean Up – Support for Breast Cancer Foundation

Motion 2012 – 222 – Mercer/Seymour

Resolved, that Re/Max Realty's correspondence is placed on file.

Carried unanimously

5.3 The Arthritis Society – Walk to Fight Arthritis

Motion 2012 – 223 – Yetman/Seymour

Resolved, that the Arthritis Society correspondence is placed on file.

Carried unanimously

6.0 New Business / Committee Reports

Councillor Walsh returned to Chambers

6.1 Executive Committee

Coley's Point Primary Grade 3 classes will be taking part in Municipal Awareness Day, Wednesday, May 9th.

6.2 Economic Development Committee

Website modifications are ongoing including updates to the business directory.

6.3 Tourism Committee

The new Bay Roberts Echo newsletter will be emailed out every Thursday.

6.4 Public Works Committee

Motion 2012 – 224 – Greenland/Yetman

Resolved, that Public Works Committee minutes of April 26, 2012 be accepted.
Carried unanimously

6.5 Recreation Committee

Motion 2012 – 225 – Yetman/Mercer

Resolved, that Recreation Committee minutes of April 30, 2012 be accepted with correction to item #2 – Survey for Dog Park has not been done.
Carried unanimously

Ron Delaney entered Chambers at 8:20 p.m.

6.6 Green Committee

Discussion is ongoing with the Fire Department and with Eastern Waste Management regarding Household Hazardous Waste Day.
Bay Roberts Cleanup Day is scheduled for Saturday, May 12th, starting at the Bay Arena.

7.0 Resolutions from Privileged Meetings

7.1 Results of Business Park RFP

Motion 2012 – 226 – Yetman/Walsh

Resolved, that approval is given to accept Loblaw Properties Limited as the successful bidder for commercial development of the Bay Roberts Business Park and further that the Town will enter into negotiations for a conditional Purchase and Sale Agreement with Loblaw Properties Limited.
Carried unanimously

7.0 Resolutions from Privileged Meetings

7.2 Proposed Sale of French's Road/Country Road Land

Motion 2012 – 227 – Yetman/Seymour

Resolved, that town owned land, as outlined on Survey Plan No. 2012018, situated at French's Road, Country Road, will be sold by Public Tender with a reserved bid of \$60,000 and further, that sealed bids will be received until 2:00 p.m. June 1, 2012.
Carried unanimously

8.0 Councillor Concerns / Notice of Motions

8.1 Volume of Traffic on Country Road

Deputy Mayor Seymour expressed concern with the large volume of traffic including tractor trailers using Country Road possibly due to the rough condition of Conception Bay Highway and discussed road width and possible road improvements.

9.0 Adjournment

9.1 Motion to Adjourn

Motion 2012 – 228 – Greenland/Walsh

Resolved, that Council now adjourned the regular meeting at 8:45 p.m.
Carried unanimously

Philip Wood, Mayor

Shirley Hawe, Town Clerk